

Cause No. 2017-1-0644

THE STATE OF TEXAS

VS.

ROBERT EARL HARRELL, Jr.

IN THE COUNTY COURT AT LAW
FILED IN
5th COURT OF APPEALS
OF GRAYSON COUNTY, TEXAS

09/28/2018 10:00:27 AM

LISA MATZ
Clerk

TRIAL COURT'S CERTIFICATION OF DEFENDANT'S RIGHT TO APPEAL

I, the Judge of the trial court, certify this criminal case:

☒ is not a plea bargain case, and the defendant has the right of appeal.

☐ is a plea bargain case, but matters were raised by written motions filed and ruled on before trial and not withdrawn or waived, and the defendant has the right of appeal.

☐ is a plea bargain case, but the trial court has given permission to appeal, and the defendant has the right of appeal.

☐ is a plea bargain case, and the defendant has NO right of appeal.

☒ the defendant has waived the right of appeal.

September 27, 2018

James Corley Henderson

Judge Presiding [Authorized Electronic Signature]

I have received a copy of this certification. I have also been informed of my rights concerning any appeal of this criminal case, including any right to file a *pro se* petition for discretionary review pursuant to Rule 68 of the Texas Rules of Appellate Procedure. I have been admonished that my attorney must mail a copy of the court of appeals' judgment and opinion to my last known address and that I have only 30 days in which to file a *pro se* petition for discretionary review in the court of appeals. TEX. R. APP. P. 68.2. I acknowledge that, if I wish to appeal this case and if I am entitled to do so, it is my duty to inform my appellate attorney, by written communication, of any change of address at which I am currently living or any change in my current prison unit. I understand that, because of appellate deadlines, if I fail to timely inform my appellate attorney of any change in my address, I may lose the opportunity to file a *pro se* petition for discretionary review.

Defendant

ROBERT EARL HARRELL Jr
2315 SOUTHERN OAK DR #1048
ARLINGTON TX 76011

Defendant's Attorney

JOHN HUNTER SMITH, Attorney for Defendant

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* A defendant in a criminal case has the right of appeal under these rules. The trial court shall enter a certification of the defendant's rights to appeal in every case in which it enters a judgment of guilt or other appealable order. In a plea bargain case – that is, a case in which a defendant's plea was guilty or nolo contendere and the punishment did not exceed the punishment recommended by the prosecutor and agreed to by the defendant – a defendant may appeal only: (A) those matters that were raised by written motion and ruled on before trial, or (B) after getting the trial court's permission to appeal." Texas Rule of Appellate Procedure 25.2 (a)(2)

FILED FOR CLERK
2018 SEP 27 10:00:27 AM
WILMA BUSBY
COUNTY CLERK
GRAYSON COUNTY, TX